

**R E M A R K S**

Reconsideration of this application is respectfully requested.

Claims 1-3, 5, 10 and 15 were rejected under 35 USC 103 as being obvious in view of the combination of previously cited USP 6,370,568 ("Garfinkle") and newly cited USP 6,535,243 ("Tullis "). Claims 6-8 and 11-13 were rejected under 35 USC 103 as being obvious in view of the same combination of Garfinkle and Tullis. And claims 4, 9 and 14 were rejected under 35 USC 103 as being obvious in view of the combination of Garfinkle, Tullis and previously cited USP 6,434,403 ("Ausems et al"). These rejections, however, are respectfully traversed.

Regarding claim 1, the Examiner states that Garfinkle discloses a communication device comprising "mail creation means for creating an electronic mail". The Examiner, however, acknowledges that Garfinkle fails to disclose "detecting means for detecting the current position of the communication device; and attaching information corresponding to the current position with the information being attached thereto."

For this reason, the Examiner has cited Tullis for the teaching of "detecting means for detecting the current position of the communication device; and attaching information corresponding to the current position with the information being attached thereto." In particular, the Examiner points to the

disclosure in Tullis at column 3, lines 19-29 and column 7, lines 51-64.

At column 3, lines 26-30, Tullis does teach "In addition, stored global positioning system (GPS) data concerning camera position and even orientation can enable the display of previously captured images having similar associated attributes", and at column 7, lines 58-63 Tullis does teach that "The hand-held digital camera and the host computer may also work together to display, on the camera display, prerecorded images based on other captured data parameters such as GPS and/or camera orientation data or the date or time of image capture."

However, according to Tullis, the hand-held digital camera comprises detecting means for detecting the current position of the communication device, and when image data captured by the hand-held digital camera is transmitted to a host computer, data relating to camera position and camera orientation is also transmitted to the host computer. And there is no teaching or suggestion that the transmission means attaches information corresponding to the current position detected by the detecting means to an electronic mail and transmits the electronic mail with the information attached thereto.

According to the present invention as recited in claim 1, by contrast, information corresponding to the current position detected by the detecting means is attached to the electronic

mail. Namely, as recited in claim 3, such information may include scenic images of areas, logo marks of areas, or advertisement images corresponding to areas. Thus, the claimed present invention completely differs from Tullis in which merely position information (GPS data) is attached to the image data captured by the hand-held digital camera.

It is respectfully pointed out, moreover, that Garfinkle does not disclose, teach or suggest that the transmission means thereof attaches information corresponding to the current position detected by the detecting means to the electronic mail and transmits the electronic mail with the information attached thereto. Garfinkle merely teaches that a digital picture can be taken of an individual in front of a well known landmark, placed in postcard format, customized with personalized text, and then electronically mailed to another individual. (See column 1, lines 35-39). And Garfinkle merely teaches that the digital image may be put in postcard format and that a geographical indication (such as "greeting from New York city) which specifies where the digital image is taken may be attached to the digital image, and that the combination of the digital image and the geographical indication is then sent on a telecommunications line. (See column 2, lines 21-29 and 45-66.) Thus, in Garfinkle, what is electrically mailed is a picked-up photograph or digital image in postcard format.

By contrast, according to the present invention as recited in claim 1, information corresponding to the current position detected by the detecting means (such as scenic images of areas, logo marks of areas, or advertisement images corresponding to areas) is attached to the electronic mail and sent attached to the electronic mail.

In summary, although Tullis suggests means for detecting a camera position (GPS data), neither Tullis nor Garfinkle suggests means for obtaining information corresponding to the current position detected by the detecting means. And neither of these references discloses, teaches or suggests "transmission means for attaching information corresponding to the current position detected by the detecting means to the electronic mail and transmitting the electronic mail with the information attached thereto" as according to the present invention as recited in claim 1.

Still further, it is noted that Ausems et al has merely been cited for the disclosure of a read-only memory.

Accordingly, it is respectfully submitted that the present invention as recited in claim 1 patentably distinguishes over the teachings of Garfinkle, Tullis and Ausems et al under 35 USC 103 since these references fail to disclose, teach or suggest the above described features of the current position detecting means and transmission means of the present invention as recited in

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Response to Final Office Action

Customer No. 01933

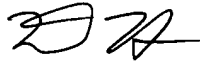
claim 1. And it is respectfully submitted that independent claims 6 and 11, as well as all of the claims depending from independent claims 1, 6 and 11 also patentably distinguish over the cited references for the same reasons.

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In view of the foregoing, allowance of the claims and the passing of this application to issue are respectfully solicited.

If the Examiner has any comments, questions, objections or recommendations, the Examiner is invited to telephone the undersigned at the telephone number given below for prompt action.

Respectfully submitted,



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